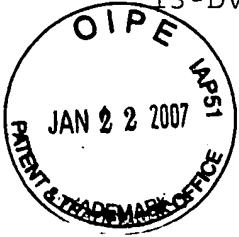


ATTY DOCKET NO.  
13-DV-132639B

DOC. ID  
132639A



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Robert L. Ponziani et al. )  
Serial No: 10/775,864 ) Group Art Unit:  
Filed: February 10, 2004 ) 3663  
For: METHOD OF INFORMING PILOT OF ) Examiner:  
AIRCRAFT OF SPARK DETECTED IN ) Charlie Le  
GAS TURBINE ENGINE )

Commissioner for Patents  
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT  
BASED ON FAILURE TO RECEIVE OFFICE ACTION

Dear Sir:

Applicants' attorneys respectfully petition the Commissioner of Patents and Trademarks to withdraw the holding of abandonment under 37 CFR 1.181(a) because the Applicants did not receive the last Office Action date mailed 03/17/2006 until long after the time permitted to respond to the Office Action.

The last Office Action date mailed 03/17/2006 was not mailed to the correct address, that of the assignee. This Office Action is a restriction requirement having a shortened statutory period of reply of not longer than one month. This

Office Action was mailed to the Proctor and Gamble Company (P&G) which has a mailing address in Cincinnati as does the assignee, the General Electric Company (GE). The Office Action was received in Central Docketing of P&G as evidenced by a date stamp on the first page of the Office Action, a copy of which is attached hereto and labelled as EXHIBIT A. March 20, 2006 is the date stamped by P&G.

The Office Action was forwarded to GE many months later after the statutory period had expired and more than 6 months after the mailing date of the Office Action as evidenced by a copy of an electronic docket record where the non-received Office Action communication would have been entered and docketed in a timely fashion had it been received in a timely fashion. This electronic docket record is attached hereto and labelled as EXHIBIT B. GE had no way of knowing that this Office Action and its restriction requirement had been issued. The assignee's patent attorney, Steven J. Rosen, attests that a search of an electronic file folder summary which is the equivalent of the file jacket and docket records indicates that the Office Action communication was not received. A copy of the electronic file folder summary titled Folder Content and labelled as EXHIBIT C is attached hereto.

The assignee's patent attorney, Steven J. Rosen, is filing a Response to the Office Action contemporaneously with this Petition and requests that the Response be entered and that no additional fees be required of the assignee to continue examination of this case. A Power of Attorney for Steven J. Rosen is also submitted herewith.

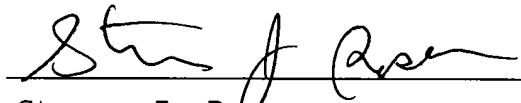
It is submitted, therefore, that on the basis described above, the abandonment should be withdrawn because the Applicants did not receive the last Office Action until long

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after the time permitted to respond to the Office Action had passed, the enclosed Response to Restriction Requirement should be entered, and examination of the Application be continued.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Steven J. Rosen", is written over a horizontal line.

Steven J. Rosen  
Attorney for the Applicants  
Reg. No. 29,972

January 19, 2007

4729 Cornell Rd.  
Cincinnati, OH 45241

Phone: (513) 489-5383  
FAX: (513) 489-5466

Scott 132639-3

EXHIBIT

A



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/775,864	02/10/2004	Robert L. Ponziani	13-DV-132639B	1499
7590 03/17/2006				
General Electric Co. One Neumann Way, H17 Cincinnati, OH 45215				
EXAMINER LUU, MATTHEW				
ART UNIT		PAPER NUMBER		
3663				

DATE MAILED: 03/17/2006

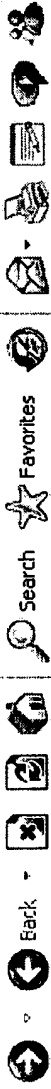
Due 4/17/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

CENTRAL DOCKETING	
DATE REC'D:	MAR 20 2006
ATTY/A&T CONTACT:	
<input type="checkbox"/> FAX	<input type="checkbox"/> MAIL <input type="checkbox"/> FILE

Send to  
Pioter d. Gmble  
in error

Kmi: 1/5  
Please reassign  
this to Steve Rosen. It  
is similar to the other  
Wette one he is  
working on reassigning.  
Thanks  
Scott



Address <http://page.corporate.ge.com/page/docket/viewdocketdetail.php?DocketNo=1326399&action=8&FilingNo=38&CtrCd=US#filedetail>

ication) No.: 10/775864

ent Number :

iling Status : Filed

nt Appl. No :

Filing Type : Original

Docket No :

y Reference : NONE

ation Figure :

ID/Conf. No :

Filing Date : 10FEB2004

Issue Date :

Count Date :

First Substantive Date :

Earliest Priority Date :

Expiration/Term Period : 20

Expiration/Term Date :

Priority Country : US

Attorney Docket No : 132639B

Script :

Filing Business : Aviation

Patent Owner : Aviation

Business Tech Grp : 13DS - CONTROLS/DIAGNOSTIC

Payor :

Group Art Unit : 3661

Page Count :

Worked : No

LOR : No

Title : METHOD OF INFORMING PILOT OF AIRCRAFT OF SPARK DETECTED IN GAS TURBINE ENGINE

Abstract :

Remarks : Projected publication date 8/11/05. Office Action dated 3/17/06 was sent to Proctor & Gamble in error. Office Action received from P&G Aug-Sept. 2006. Reassigned to Steve Rosen 1-10-07 per Scott Andes.

















### ns Add Action

Action	Due Date	close	Responsible Party	delete	Action Date	Action	Done Date	Responsible Party
NASA Declaration	17JUN2004	<input checked="" type="radio"/>	William Scott Andes	delete	10FEB2004	Filed	--	Gregory A. Welte
Office Action	17APR2006	<input checked="" type="radio"/>	William Scott Andes	delete	07MAY2004	Filing Receipt	--	William Scott Andes
					14MAY2004	Nasa Declaration Sent to Greg Welte	--	William Scott Andes
					19MAY2004	Received Foreign Filing Instructions(GPO)	10JAN2005	Janet Urban
					19MAY2004	FF Instructions Sent to Greg Welte	--	William Scott Andes
					07JAN2005	GPO-Par Form	07JAN2005	James Mitchell (IPO ATTORNEY)
					17MAR2005	Notice of Publication	--	William Scott Andes
					11AUG2005	Notice of Publication	--	William Scott Andes
					17MAR2006	Office Action	--	William Scott Andes
					10JAN2007	Reassigned to Steve Rosen	--	William Scott Andes

EXHIBIT

10

## Folder Content

Name	Title	Document Type	Date	File Name	Added I
 004471292	132639-3 Office Action	Office Action	3/17/2007 12:21:41 PM	132639 office action 3-17-06.pdf	Howard
 004315480	132639 Notice of Publication of Application	Notice of Publication	8/11/2005	0000102673SP.pdf	GEAE_
 004239715	13239 Notice of Publication	Notice of Publication	3/17/2005	0000093511SP.pdf	GEAE_
 004029295	132639-3 Drawings	Drawings	11/9/2004 5:39:59 PM	132639-3 Drawings.TIF	Urbanj
 004029293	132639-3 Greg Weiße Ltr re figures 8/10/2004	Correspondence	11/9/2004 5:39:19 PM	Greg Weiße Ltr re figures 8-10-04.TIF	Urbanj
 004029292	132639-3 IDS	Information Disclosure Statement	11/9/2004 5:37:59 PM	132639-3 IDS639B.DOC	Urbanj
 004029290	132639-3 EXECUTED DOCUMENTS	Assignment	11/9/2004 5:35:10 PM	132639-3 EXECUTED documents.pdf	Urbanj
 004029289	132639-3 PARTS LIST	Patent Application	11/9/2004 5:34:03 PM	132639-3 PARTS LIST.doc	Urbanj
 004029288	132639-3 FF CLAIMS	Patent Application	11/9/2004 5:33:03 PM	132639-3 FF CLAIMS.doc	Urbanj
 004029287	132639-3 US APPL	Patent Application	11/9/2004 5:31:46 PM	132639-3 US APPL.doc	Urbanj
 004285948	132639 Awards Letter	Patent	5/7/2004	0000100624SP.pdf	GEAE_
 004285949	132639 Awards Letter	Patent	5/7/2004	0000100625SP.pdf	GEAE_
 004043125	132639-3 filing receipt	Filing Receipt	5/7/2004	0000076187SP.pdf	GEAE_
 004285945	132639 Fee Transmittal	Reference	2/10/2004	0000100622SP.pdf	GEAE_
 004285946	132639 Combined Declaration and Power of Attorney	Transmittal	2/2/2004	0000100623SP.pdf	GEAE_
 004285941	132639 Assignment	Assignment	2/2/2004	0000100621SP.pdf	GEAE_

EXHIBIT

C